



PATENT  
930008-2022

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : BERGHOF *et al.*  
Serial No. : 09/508,238  
For : AMINO ACID SEQUENCES AND METHOD FOR ISOLATING  
BACTERIA FROM THE TYPE *PSEUDOMONAS*  
Filed : May 8, 2000  
Examiner : Jehanne Sitton  
Group Art Unit : 1634

745 Fifth Avenue, New York, NY 10151

**EXPEDITED PROCEDURE**  
**RESPONSE AFTER FINAL ACTION**  
**UNDER 37 C.F.R. 1.116**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Samuel H. Megerditchian Reg. No. 45,678

\_\_\_\_\_  
Name of Applicant, Assignee or Registered Representative

*Anna Maria C. Uyon for Samuel H. Megerditchian*  
Reg. No 52,390 Signature

February 18, 2004

\_\_\_\_\_  
Date of Signature

**DECLARATION UNDER 37 C.F.R. 1.132**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Cornelia Berghof-Jäger (formerly Cornelia Berghof), declare and state that:

1. I make this declaration in connection with U.S. application Serial No. 09/508,238. I am a co-inventor of this application and am familiar with its prosecution history, particularly the Office Action mailed on November 19, 2003, as it pertains to the rejection under 35 U.S.C. §112, first paragraph, of claims 46-59 and 61-64, as allegedly lacking adequate written description.

2. SEQ ID NO:1 is the full-length 23S/5S intergenic region of *Pseudomonas aeruginosa*. Therefore, reconsideration and withdrawal of the rejection, on this basis, under 35 U.S.C. §112, first paragraph, are requested.

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3. All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true. These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature

Date: 12. Januar 2004

BERGHOF-JÄGER

Printed name of inventor